

9 FAM PART IV Appendix O, 700 INS INTERVIEW AND ADJUDICATION

(TL:VISA-280; 05-15-2001)

9 FAM 701 REQUEST FOR INS CIRCUIT RIDER

(TL:VISA-142; 4-22-96)

At posts where there is no resident INS officer, when a number of cases are ready for adjudication by INS, the consular officer should inform the INS District Office overseas having jurisdiction over the area in which the post is located of the number of cases/individuals ready for consideration and request by cable (with information copy to the Department) that an INS officer visit the post. The locations and jurisdictions of INS District Offices are:

Bangkok (Serves EAP posts)

Rome (Serves AF, NEA, SA and EUR posts)

Mexico City (Serves ARA posts)

9 FAM 702 REFUGEE INTERVIEWS

9 FAM 702.1 Scheduling Interviews

(TL:VISA-142; 4-22-96)

In advance of an INS visit, posts should schedule interviews and notify the UNHCR and refugees of when and where the interviews will take place.

9 FAM 702.2 INS Interview and Adjudication

(TL:VISA-142; 4-22-96)

The final decision of refugee admissibility may be made only by an officer of the INS. Initial INS approval, based on the interview, is considered tentative, pending the refugee's medical examination and receipt of sponsorship assurance [see *9 FAM PART IV Appendix O , 800* and *9 FAM PART IV Appendix O, 900*].

9 FAM 702.3 Notification to Applicants

(TL:VISA-142; 4-22-96)

INS officers will generally notify applicants of their decision by letter.

9 FAM 703 ENTRY INTO CLASS OF DENIED APPLICANTS

(TL:VISA-280; 05-15-2001)

All individuals denied refugee status or acceptance in the U.S. program by INS should be entered into CLASS as being denied under “42” if the denial was based on INA 101(a)(42) (not meeting the definition of refugee) or under the relevant code section if the applicant was denied under a paragraph of INA 212(a). Posts that are not on-line should notify the Department and neighboring posts of the denial using a *VISAS CLOK* cable.

9 FAM 704 FORWARDING OF DENIED CASES

(TL:VISA-280; 05-15-2001)

Posts must forward the file of any denied applicant to the *regional INS office*.

9 FAM 705 INS REVIEW OF DENIED CASES

(TL:VISA-142; 4-22-96)

An applicant who has new information, which was not presented to INS in support of the application for refugee status, may ask to have the case re-opened for review. This Request for Reconsideration should take the form of a letter from the applicant to the INS District Director having jurisdiction over the case. The applicant should state the reason the case merits reconsideration and should enclose any relevant supporting documentation.